

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DAVID TARVER,

Plaintiff,

vs.

DALE NEWBIE, MR. STIUTIAL
and JOHN/JANE DOE D.N.R.
STAFF,

Defendants.

NO. CV-05-91-JLQ

ORDER GRANTING REQUEST TO
VOLUNTARILY DISMISS ACTION

While awaiting Mr. Tarver's compliance with the requirements for filing an action *in forma pauperis*, the court received a letter from him dated April 16, 2005. Mr. Tarver stated the D.O.C. had granted the relief he was seeking and he wished to dismiss this action. Defendants have not been served. Accordingly, IT IS ORDERED Plaintiff's Request (Ct. Rec. 4) is GRANTED and the Complaint is DISMISSED WITHOUT PREJUDICE pursuant to Fed. R. Civ. P. 41(a).

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff, and close the file.

DATED this 19th day of April 2005.

s/ Justin L. Quackenbush
JUSTIN L. QUACKENBUSH
SENIOR UNITED STATES DISTRICT JUDGE